

A RESOLUTION  
BY



**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN  
RIGHT-OF-WAY AGREEMENT WITH INTERSTATE FIBERNET,  
INC., TO USE A SPECIFIC PORTION OF THE PUBLIC RIGHT OF  
WAY FOR LIMITED TELECOMMUNICATIONS PURPOSES NOT  
INCLUDING TELECOMMUNICATIONS SERVICES, AS DEFINED IN  
THE TELECOMMUNICATIONS ACT OF 1996 (47 U.S.C. §153 (46))  
OR LOCAL EXCHANGE SERVICE AND FOR OTHER PURPOSES.**

**WHEREAS**, Interstate Fibernet, Inc., has applied for an right-of-way agreement to provide limited telecommunications services on, under, over and through specifically identified portions of the public right-of-way; and

**WHEREAS**, Interstate Fibernet, Inc., intends to install equipment in the public right-of-way to transport signals across the City without originating or terminating Telecommunications Services at, to or from any person or location in the City; and

**WHEREAS**, Interstate Fibernet, Inc., has negotiated a right-of-way agreement with the City which provides such access and preserves the rights of the City until such time as a comprehensive ordinance is enacted;

**NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF ATLANTA GEORGIA HEREBY RESOLVES:**

**SECTION 1:** That the Mayor be and is hereby authorized to execute a right-of-way agreement in substantially similar form as attached, with Interstate Fibernet, Inc., for use of the public right-of-way for telecommunications purposes.

**SECTION 2:** That such right-of-way agreement shall expire and terminate on March 31, 2006.

**SECTION 3:** That Interstate Fibernet, Inc. shall pay an appropriate fee.

**SECTION 4:** That the City Attorney shall prepare a right-of-way agreement document, which shall be approved by the City Attorney as to form.

**SECTION 5:** That said right of way agreement shall not be binding on the City until approved by the Mayor and delivered to Interstate Fibernet, Inc.

01-R-0321

(Do Not Write Above This Line)

A RESOLUTION  
BY

*Patricia A. ...*

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN RIGHT-OF-WAY AGREEMENT WITH INTERSTATE FIBERNET, INC., TO USE A SPECIFIC PORTION OF THE PUBLIC RIGHT OF WAY FOR LIMITED TELECOMMUNICATIONS PURPOSES NOT INCLUDING TELECOMMUNICATIONS SERVICES, AS DEFINED IN THE TELECOMMUNICATIONS ACT OF 1996 (47 U.S.C 153 (46)) OR LOCAL EXCHANGE SERVICE AND FOR OTHER PURPOSES.

First Reading

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Referred to \_\_\_\_\_

FINAL COUNCIL ACTION  
☐ 2nd ☐ 1st & 2nd ☐ 3rd  
Readings  
☐ Consent ☐ V Vote ☐ PRC Vote

CERTIFIED

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

City Utilities

Date Referred 2/19/01

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

MAYOR'S ACTION